

THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION RECEIVED

BRANDON ADAMS #227841
PLAINTIFF

V.

PATRICK RICHIE, ET AL.,
DEFENDANTS

X X X X X

BRANDON ADAMS #227841

V.

GWENDOLYN BABERS, ET AL.,
DEFENDANTS

2019 JUL 10 A 10:50

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

CASE No. 2:19-CV-00011-MHT-
CSC

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PLAINTIFF'S ANSWER AND SPECIAL REPORT

Come Now, PLAINTIFF BRANDON ADAMS #227841, IN
RESPONSE TO THE COURT'S ORDER REQUIRING THE PLAINTIFF
TO SUBMIT HIS SPECIAL REPORT AND ANSWER,
HEREBY SUBMIT THE FOLLOWING ANSWER. WARDEN III
RICHIE #3 @ B.C.F SINCE 4-16-18. P. 2 Pn. 1 (Doc. 34).
WEXFORD HAS HAD AN CONTRACT W/A.D.O.C SINCE APRIL 1,
2018.

P. 4, SUBSECTION "D" - SPEAKS ABOUT "ORIENTATION"
CONCERNING "GRIEVANCE PROCEDURES" --- BUT:

(1) NO MENTION IS MADE THAT "RECORDS" ARE KEPT
WHICH VERIFIES INMATES ARE "ORIENTATED" OR
HAVE BEEN ORIENTATED.

(2) NO MENTION IS MADE THAT INMATES ARE ADVISED
OF ANY DISTINGUISHMENT BETWEEN WHAT?
GRIEVANCE MATTER ARE OF A "SECURITY"

NATURE / AND WHICH ARE "MEDICAL / MENTAL HEALTH" NATURE; FOR "GRIEVENCE AVAILABILITY" PURPOSES... REMEMBER YOU ARE DEALING WITH "MENTALLY DISABLE PEOPLE....!"

ON P. 5-7 - SIX "COMMON GRIEVENCE TOPICS" ARE LISTED. THE VERY LAST ONE SLIGHTLY TOUCHES UPON ADAMS ASSERTIONS... (SECURITY)

HOWEVER, THE LIST OF "GRIEVENCE PROCEDURES" WHICH HAS BEEN PREFERRED BY DEFENDANTS PP. 3-5 OF "DEFENDANTS' RESPONSE" DO NOT MENTION ANYTHING AT ALL CONCERNING GRIEVENCE MATTERS WHICH MAY BE PRESENTED AS MEDICAL GRIEVENCE BUT, WHICH MAY ACTUALLY BE "SECURITY" MATTERS...

ON PPS. 3-5 NO "GRIEVENCE PROCEDURE" NOR GENERALIZED WEXFORD POLICIES (5-7) TOUCHES UPON NOR ADDRESSES INSTANCES OF POSSIBLE "HYBRID" OCCURRENCES, BEING "SEGREGATED" IS GENERALLY A "SECURITY-RELATED" FUNCTION, WHEREAS HANDING DOWN A PROGNOSIS OF A PERSONS' "MENTAL STATE". AND RECOMMENDING OR DIRECTING A PERSON TO BE SEGREGATED PURSUANT TO THAT PROGNOSIS IS A "MEDICAL / MENTAL HEALTH" RELATED FUNCTION!

SITUATION SUCH AS THE BASIS FOR THIS CIVIL ACTION CLAIM FOR PUNITIVE DAMAGES PRESENTS RARE, NOVEL, "HYBRID" CLAIM WHERE A "SECURITY RELATED FUNCTION" & A "MEDICAL / MENTAL HEALTH" RELATED FUNCTION OCCUR IN THE SAME INCIDENT, AT THE SAME TIME... AND DEFENDANTS HAS NOT PRESENTED ANY OF WEXFORD PROCEDURE

WHICH DEALS WITH SUCH A SITUATION...
THIS MAY EVEN BE A MATTER OF "FIRST IMPRESSION"...
ON P. 4 OF "CORRECTIONAL OFFICIALS ANSWER" (DOC.
33) SUBDIVISION "5.A." - DEFENDANTS ADMITS THAT
THEIR EMPLOYER (A.D.O.C.) HOUSED PLAINTIFF IN BULL-
OCKS' (THEIR PLACE OF EMPLOYMENT) RESTRICTIVE HOUSING
UNIT DURING PERIOD FROM 9-28-18 UNTIL 11-26-18...
ADMITS THIS AGAIN AT P. 5 OF (DOC. 33); SUBDIV. "9.B."
AGAIN AT P. 6 OF (DOC. 33) SUBDIV. "11.A." & "12.A"
P. 7 (DOC. 33) PLAINTIFF AMERS INJURIES ALLEGED
OCCURRED BETWEEN SEPT. - NOV. 2018. 7/1983 SETS OUT A
2 YR. ^{STATUS} ~~STATUTES~~, OF LIMITATIONS FOR BRINGING CIVIL INJ-
URY CLAIMS.
THEREFORE DOCTRINE NOR STATUS OF LIMITATIONS
APPLY AS VALIED DEFENSES.
USED BLANKET CONCLUSORY DEFENSES BUT NEVER
ADDRESSED MERITS OF CLAIMS...
AT P. 3-4 OF (DOC. 34) PLAINTIFF ADMIT THEY PLACED
HIM IN SEG. FOR "SECURITY-RELATED" REASONS...
SO, WHY SHOULD HE HAVE FILED A "MEDICAL RELATED"
GRIEVENCE???

RESPECTFULLY SUBMITTED THIS 3RD DAY
OF THE MONTH OF JULY

BRANDON ADAMS #227841
PLAINTIFF

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE SERVED A COPY OF THE FOREGOING UPON THE FOLLOWING, VIA THE ELECTRONIC FILING/ELECTRONIC CASE MANAGEMENT SYSTEM AND/OR U.S. MAIL, FIRST CLASS POSTAGE PREPAID ~~AT~~ AND PROPERLY ADDRESSED ON THIS 3RD DAY OF THE MONTH OF JULY

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BRANDON ADAMS #227841
W.E. DONALDSON CORR FAC.
100 WARRIOR LANE
BESSEMER, AL 35023
PLAINTIFF

BEAU DON ADAMS
A/S #227841 W-25
W.E. DONALDSON CORP. INC.
100 WAREZOR LANE
BESSMER, AL 35023

"LEGAL MAIL"

BIRMINGHAM AL 35201
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MONTGOMERY, AL 36104-4018

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